

This Page Is Inserted by IFW Operations  
and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning documents *will not* correct images,  
please do not report the images to the  
Image Problem Mailbox.**

Oct-20-03 02:23pm From-MILLEN, WHITE, ZELANO & BRANIGAN

7032436410

T-267 P.01/08 F-267

S.N. 10/042203

26  
#  
16

FACSIMILE	
Date: October 20, 2003	From: Richard J. Traverso
To: Examiner Rita J. Desai	MILLEN, WHITE, ZELANO & BRANIGAN, P.C. Arlington Courthouse Plaza I 2200 Clarendon Blvd., Suite 1400 Arlington, VA 22201 (U.S.A.) (Fax: 703-243-6410)
Facsimile No: 703-308-4556	Writer's Direct Dial: 703-812-5310
Telephone No:	Writer's Internet Address: traverso@mwzb.com
Re. Patent Application No. 10/042,203 Filed: January 11, 2002 Our Reference No: BAYER-25A	
Total No. of Pages: 8; if you do not receive all pages, please call (703) 243-6333	

**Match and Return**

Information contained in this facsimile may contain privileged and confidential information and is intended solely for the use of the addressee listed above. If you are neither the intended recipient nor the employee or agent responsible for delivering this communication to the intended recipient, you are hereby notified that any disclosure, copying or distribution of, or the taking of any action in reliance on the contents of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone on (703) 243-6333 to arrange for return of the original document to us at our cost. Thank you.

10/20/03 MON 14:23 [TX/RX NO 53901] 001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Bernd RIEDL et al.

Serial No.: 10/042,203

Filed: January 11, 2002

Title:  $\omega$ -CARBOXYARYL SUBSTITUTED DIPHENYL UREAS AS RAF KINASE INHIBITORS

Examiner: Rita J. Desai

Group Art Unit: 1625

RECEIVED  
CENTRAL FAX CENTER

OCT 21 2003

OFFICIAL

**INTERVIEW SUMMARY AND INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants' representative appreciates the courtesy of Examiner Desai in discussing the Information Disclosure Statement submitted with the RCE. Applicants' representative inquired why certain references were not initialed and Examiner Desai indicated that it was necessary to include a date with those references to be initialed. The attached PTO 1449 form lists references which were submitted earlier but not initialed.

The dates given for cite nos. AA-AQ are the filing dates for the applications in which the notice appears. The dates given for cite nos. AR-AU are the mail dates of the Supplement Search Reports from the EPO. The dates given for cite nos. BA-BM are the mail dates for the International Search Report. The date given for cite BN (Derwent World Patents Index Search (1997)) is the year the search was performed. The dates given for cites BO and BP (Iranian Patent 26555 and Lebanese Patent 6124) are believed to be the issue dates for these patents.

The Examiner is encouraged to contact the undersigned if any of the listed references cannot be considered or if additional copies are needed. Prompt attention to this matter would be appreciated since the Issue Fee is due on November 13, 2003.

Based on the above remarks, Applicants submit that the rejections should be withdrawn and the Information Disclosure Statement filed on November 19, 2002 should be considered.

Respectfully submitted

  
Richard J. Traverso, Reg. No. 30,595

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2200 Clarendon Boulevard  
Arlington, Virginia 22201  
Telephone: (703) 243-6333  
Facsimile: (703) 243-6410

Attorney Docket No.: BAYER-25A

Date: October 20, 2003


RJT/qs

K:\Bayer\25A\Interview Summary 10-20-03.doc

OFFICIAL

RECEIVED  
CENTRAL FAX CENTER

OCT 21 2003

Please type a plus sign (+) inside this box 

PTO/SB/08A (08-00)

Approved for use through 10/31/2002 OMB 0851-4031  
U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 5

**Complete If Known**

Application Number	10/042,203
Filing Date	January 11, 2002
First Named Inventor	Bernd Riedl et al.
Group Art Unit	1625
Examiner Name	Rita Desai
Attorney Docket Number	BAYER 25A

**OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T *
	AA	A "Notice of References Cited" from the USPTO for U.S. application 08/995,748, filing date of 12/2/98	
	AB	A "Notice of References Cited" from the USPTO for U.S. application 09/082,399, filing date of 1/8/01.	
	AC AND AD	A "Notice of References Cited" from the USPTO for U.S. application 09/425,228, filing date of 9/10/01	
	AE	A "Notice of References Cited" from the USPTO for U.S. application 09/425,229, filing date of 9/4/03	
	AF	A "Notice of References Cited" from the USPTO for U.S. application 08/458,015, filing date of 2/1/02	
	AG	A "Notice of References Cited" from the USPTO for U.S. application 08/472,232, filing date of 12/27/99	
	AH	A "Notice of References Cited" from the USPTO for U.S. application 08/472,232, filing date of 12/27/99	
	AI	A "Notice of References Cited" from the USPTO for U.S. application 08/773,804, filing date of 2/2/01	
	AJ	A "Notice of References Cited" from the USPTO for U.S. application 08/773,850, filing date of 2/2/01	
	AK	A "Notice of References Cited" from the USPTO for U.S. application 08/773,872, filing date of 2/2/01.	
	AL	A "Notice of References Cited" from the USPTO for U.S. application 08/773,875, filing date of 2/2/01	

Examiner  
SignatureDate  
Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\* Unique citation designation number. \*\* Applicant is to place a check mark here if English language Translation is attached

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

*not in proper format*

Please type a plus sign (+) inside this box →



PTC/SB/08A (08-00)

Approved for use through 10/31/2002 OMB 0851-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 2 of 5

**Complete if Known**

Application Number	10/042,203
Filing Date	January 11, 2002
First Named Inventor	Bernd Riedl et al.
Group Art Unit	1625
Examiner Name	Rita Desai
Attorney Docket Number	BAYER 25A

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. 1	Include name of the author in CAPITAL LETTERS, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2
	AM	A "Notice of References Cited" from the USPTO for U.S. application 09/776,935 filing date of 12/22/98	
	AN	A "Notice of References Cited" from the USPTO for U.S. application 09/776,936, filing date of 12/22/98	
	AO	A "Notice of References Cited" from the USPTO for U.S. application 09/777,920, filing date of 2/7/02.	
	AP	A "Notice of References Cited" from the USPTO for U.S. application 09/945,916, filing date of 2/11/02	
	AO	A "Notice of References Cited" from the USPTO for U.S. application 10/042,226, filing date of 1/1/02	
	AR	Supplemental search report from the EPO for European application EP 08/063809 dated 3/30/01.	
	AS	Supplemental search report from the EPO for European application EP 08/063910 dated 12/21/00	
	AT	Supplemental search report from the EPO for European application EP 98/566961 dated 12/21/00	
	AU	Supplemental search report from the EPO for European application EP 00/603239 dated 8/7/02	
	BA	International search report for International Application No. PCT/US98/10375 dated 9/3/98	
	BB	International search report for International Application No. PCT/US98/10376 dated 7/30/98.	

Examiner  
SignatureDate  
Considered

\*EXAMINER Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

1 Unique citation designation number 2 Applicant is to place a check mark here if English language Translation is attached

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231

RJT/mv

K:\Bayer\25A\ets cited ids 10-28-02.doc

Please type a plus sign (+) inside this box



PTO/SB/05A (05-00)

Approved for use through 10/31/2002 OMB 0551-0031  
U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 3 of 5

**Complete if Known**

Application Number	10/D42,203
Filing Date	January 11, 2002
First Named Inventor	Bernd Riedl et al.
Group Art Unit	1625
Examiner Name	Rita Desai
Attorney Doctet Number	BAYER 25A

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. 1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2
	BC	International search report for International Application No. PCT/US98/26078 dated 4/2/99	
	BD	International search report for International Application No. PCT/US98/26078 dated 4/12/99	
	BE	International search report for International Application No. PCT/US98/26080 dated 4/12/99	
	BF	International search report for International Application No. PCT/US98/26081 dated 4/2/99	
	BG	International search report for International Application No. PCT/US98/26082 dated 5/12/99	
	BH	International search report for International Application No. PCT/US98/24265 dated 3/2/99	
	BI	International search report for International Application No. PCT/US00/00648 dated 6/29/00	
	BJ	International search report for International Application No. PCT/US00/00768 dated 5/16/00	
	BK	International search report for International Application No. PCT/US02/12064 dated 9/20/02	
	BL	International search report for International Application No. PCT/US02/12068 dated 8/13/02	
	BM	International search report for International Application No. PCT/US/26061 dated 4/2/99	

Examiner  
SignatureDate  
Considered

\* EXAMINER Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

RJT/lvb

K:\Bayer\25A\ref's cited jls 10-29-02 doc





